



The Journal OF THE *House of Representatives*

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Introduction and Reference

By Representative **Ray**—

HR 9093—A resolution designating May 1, 2014, as "Florida Transatlantic Trade and Investment Day" in the State of Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative **Hill**—

HR 9095—A resolution recognizing the 60th anniversary of the addition of "under God" to the Pledge of Allegiance.

First reading by publication (Art. III, s. 7, Florida Constitution).

First Reading of Committee and Subcommittee Substitutes by Publication

By the Judiciary Committee; and Civil Justice Subcommittee; Representative **Fresen**—

CS/CS/HB 561—A bill to be entitled An act relating to attorneys for dependent children with special needs; providing legislative findings and intent; creating s. 39.01305, F.S.; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring that, if one is available, an attorney who is willing to represent a child without additional compensation be appointed; requiring that the appointment be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; requiring the Department of Children and Families to develop procedures to identify dependent children who qualify for an attorney; providing rulemaking authority; providing applicability; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health & Human Services Committee; Government Operations Appropriations Subcommittee; and Health Quality Subcommittee; Representatives **Magar**, **Adkins**, and **Rooney**—

CS/CS/CS/HB 687—A bill to be entitled An act relating to medical gas; amending s. 499.001, F.S.; conforming provisions to changes made by this act; amending s. 499.003, F.S.; revising terms; amending ss. 499.01 and 499.0121, F.S.; conforming provisions to changes made by this act; amending s.

499.01211, F.S.; revising membership of the Drug Wholesale Distributor Advisory Council; authorizing the Compressed Gas Association to recommend one person to the council for appointment; amending ss. 499.041, 499.05, 499.051, 499.066, 499.0661, and 499.067, F.S.; conforming provisions to changes made by this act; creating part III of ch. 499, F.S., entitled "Medical Gas"; creating s. 499.81, F.S.; providing for the administration and enforcement of this part; creating s. 499.82, F.S.; defining terms; creating s. 499.83, F.S.; requiring a person or entity that intends to distribute medical gas within or into this state to obtain an applicable permit before operating; establishing categories of permits and setting requirements for each; creating s. 499.831, F.S.; requiring the Department of Business and Professional Regulation to establish the form and content of an application; authorizing the department to set fees within certain parameters; creating s. 499.832, F.S.; providing for expiration of a permit; providing requirements for the renewal of a permit; requiring the department to adopt rules for the renewal of permits; creating s. 499.833, F.S.; authorizing the department to approve certain permitholder changes; creating s. 499.834, F.S.; authorizing the department to consider certain factors in determining the eligibility of an applicant; creating s. 499.84, F.S.; setting the minimum requirements for the storage and handling of medical gas; creating s. 499.85, F.S.; setting facility requirements for security purposes; authorizing a vehicle used for on-call delivery of oxygen USP and oxygen-related equipment to be parked at a place of residence; requiring the department to adopt rules governing the distribution of medical oxygen; creating s. 499.86, F.S.; requiring a wholesale distributor of medical gases to visually examine a medical gas container upon receipt in order to identify the medical gas stored within and to determine if the container has been damaged or is otherwise unfit for distribution; requiring a medical gas container that is damaged or otherwise unfit for distribution to be quarantined; requiring outgoing shipments of medical gas to be inspected; requiring wholesale distributors to review certain records; creating s. 499.87, F.S.; authorizing the return of medical gas that has left the control of a wholesale distributor; requiring that medical gas that is damaged, misbranded, or adulterated be quarantined from other medical gases until it is destroyed or returned to the manufacturer or wholesale distributor from which it was acquired; creating s. 499.88, F.S.; requiring a wholesale distributor to obtain certain information before the initial acquisition of a medical gas; providing certain exemptions; creating s. 499.89, F.S.; requiring a permitholder under this part to establish and maintain transactional records; providing a retention period for certain records and requiring that such records be available for inspection during that period; creating s. 499.90, F.S.; requiring a wholesale distributor to establish, maintain, and adhere to certain written policies and procedures; creating s. 499.91, F.S.; prohibiting certain acts; creating s. 499.92, F.S.; establishing criminal penalties; authorizing property or assets subject to forfeiture to be seized pursuant to a warrant; creating s. 499.93, F.S.; authorizing the department to require a facility that engages in the manufacture, retail sale, or wholesale distribution of medical gas to undergo an inspection; authorizing the department to authorize a third party to inspect such facilities; creating s.

499.931, F.S.; providing that trade secret information required to be submitted pursuant to this part must be maintained by the department; creating s. 499.94, F.S.; requiring fees collected pursuant to this part to be deposited into the Professional Regulation Trust Fund; amending ss. 409.9201, 460.403, 465.0265, 499.01212, 499.015, and 499.024, F.S.; conforming cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Regulatory Affairs Committee; and Insurance & Banking Subcommittee; Representative **Hood**—

CS/CS/HB 743—A bill to be entitled An act relating to property insurance; amending s. 627.3518, F.S.; conforming a cross-reference; amending s. 627.409, F.S.; providing that a claim for residential property insurance cannot be denied based on certain credit information; amending s. 627.4133, F.S.; providing that a policy or contract may not be cancelled based on certain credit information; amending s. 627.7015, F.S.; revising the rule requirements relating to the property insurance mediation program administered by the Department of Financial Services; creating s. 627.70151, F.S.; providing grounds for challenging an umpire's impartiality in estimating the amount of a property loss; amending s. 627.706, F.S.; redefining the term "neutral evaluator"; amending s. 627.7074, F.S.; specifying grounds for denying, suspending, or revoking approval of a neutral evaluator; creating s. 627.7142, F.S.; establishing a Homeowner Claims Bill of Rights for personal lines residential property insurance policyholders; providing that such bill of rights does not provide a cause of action; creating s. 627.715, F.S.; defining terms; providing requirements for emergency mitigation repair agreements; requiring an emergency mitigation contractor to be appropriately certified or to possess a contracting license; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Regulatory Affairs Committee; Government Operations Subcommittee; and Business & Professional Regulation Subcommittee; Representative **Hutson**—

CS/CS/CS/HB 775—A bill to be entitled An act relating to public records; creating s. 548.062, F.S.; providing an exemption from public records requirements for proprietary confidential business information in reports required to be filed with the Florida State Boxing Commission by a promoter or obtained by the commission through an audit of a promoter's books and records; defining the term "proprietary confidential business information"; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Regulatory Affairs Committee; and Business & Professional Regulation Subcommittee; Representative **Dudley**—

CS/CS/HB 1235—A bill to be entitled An act relating to the Florida Homeowners' Construction Recovery Fund; amending s. 489.1401, F.S.; revising legislative intent; amending s. 489.1402, F.S.; revising definitions; amending s. 489.141, F.S.; revising conditions under which a claimant is eligible to seek recovery from the recovery fund; amending s. 489.1425, F.S.; revising the form required to be provided by a contractor which explains a consumer's rights under the recovery fund; amending s. 489.143, F.S.; prohibiting fund disbursements from exceeding a specified amount for each Division I claim and each Division II claim; revising requirements providing caps on payment for certain claims against a licensee; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the State Affairs Committee; and Agriculture & Natural Resources Subcommittee; Representatives **Pigman** and **Raburn**—

CS/HB 7091—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; designating parts I-V of chapter 570, F.S., relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; authorizing a property appraiser to grant an agricultural classification for land under certain circumstances; providing for lands participating in certain dispersed water storage programs to be classified as agricultural lands for the duration of inclusion in such program or successor programs; amending s. 282.709, F.S.; providing for appointment of a department representative to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 373.4591, F.S.; authorizing landowners who have entered into an agreement with the department to implement specified best management practices before making improvements; amending s. 379.361, F.S.; revising application and renewal requirements for Apalachicola Bay oyster harvesting licenses; amending s. 487.041, F.S.; revising requirements for registration and distribution of discontinued pesticides; amending s. 487.046, F.S.; revising provisions for filing pesticide applicator license applications; amending s. 487.047, F.S.; revising provisions for issuance of pesticide applicator licenses; amending s. 487.048, F.S.; revising provisions for filing pesticide dealer license applications; amending s. 487.159, F.S.; deleting requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; revising recordkeeping requirements for licensed private applicators; repealing s. 487.172, F.S., relating to an antifouling paint educational program; amending s. 487.2031, F.S.; revising the term "material safety data sheet"; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; amending s. 500.03, F.S.; revising the definition of the term "food establishment"; amending s. 500.12, F.S.; revising criteria for certain food permit exemptions; requiring the department to adopt a permit fee schedule; requiring food permits as a condition of operating a food establishment; providing that such permits are not transferable; amending s. 500.121, F.S.; conforming provisions to changes made by the act; revising the time limit for payment of fines; providing for permit revocation for failure to pay a fine; authorizing the department to immediately close certain food establishments; providing requirements and procedures for such closure; providing penalties for violations; authorizing the department to adopt rules; amending s. 500.147, F.S.; providing for the inspection of food records for certain purposes; amending s. 500.172, F.S.; providing for embargoing, detaining, or destroying food processing and storage areas; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, and 500.306, F.S., relating to standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to retail sale of meat; amending s. 501.059, F.S.; authorizing the department to adopt rules; amending s. 570.074, F.S.; providing for the duties of the Office of Agricultural Water Policy; amending s. 570.14, F.S.; requiring written approval for use of the department seal; amending s. 570.247, F.S.; clarifying provisions directing the department to adopt certain rules; repealing s. 570.345, F.S., relating to the Pest Control Compact; amending s. 570.36, F.S.; clarifying provisions relating to the duties of the Division of Animal Industry; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; creating s. 570.67, F.S.; establishing the Office of Energy within the department; providing for supervision and duties; amending s. 570.71, F.S.; authorizing specified uses of funds from the Conservation and Recreation Lands Program Trust Fund; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; amending s. 570.952, F.S.; deleting an obsolete provision relating to membership terms for the Florida Agriculture Center and Horse Park Authority; conforming cross-references; amending s. 570.964, F.S.; clarifying compliance required for privileges of immunity; creating s. 570.971, F.S.; establishing administrative and civil penalties for certain violations; providing applicability; authorizing the department to adopt rules; amending s. 576.021, F.S.; revising provisions for filing applications to distribute

fertilizer; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; revising the period for which a fertilizer sample must be retained for analysis; amending s. 576.071, F.S.; revising criteria for determining the commercial value of certain penalties; amending s. 576.087, F.S.; revising antisiphon requirements for irrigation systems; amending s. 576.101, F.S.; removing provisions relating to probationary status of a fertilizer licensee; amending s. 578.08, F.S.; revising application requirements and registration fees for the sale of seed; amending s. 580.036, F.S.; directing the department to consult with the Agricultural Feed, Seed, and Fertilizer Advisory Council when developing certain standards; amending s. 580.041, F.S.; revising application requirements for master registration of commercial feed; amending s. 580.071, F.S.; revising criteria for adulterated commercial feed and feedstuff; amending s. 581.091, F.S.; deleting provisions relating to noxious weed and invasive plant pilot and monitoring programs; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; revising the definition of the term "dealer"; amending s. 589.08, F.S.; directing the Florida Forest Service to distribute certain funds to fiscally constrained counties; repealing s. 589.081, F.S., relating to payment of certain gross receipts from the Withlacoochee State Forest and Goethe State Forest; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other government entities in the designation and dedication of certain lands; amending s. 590.02, F.S.; renaming the Florida Forest Training Center and the Madison Forestry Station; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending s. 590.125, F.S.; revising requirements for noncertified burning; amending s. 597.003, F.S.; revising the powers and duties of the department regarding aquaculture to include training for lessees of sovereign submerged lands; amending s. 597.004, F.S.; revising application requirements for aquaculture certificates of registration; amending s. 597.020, F.S.; authorizing the department to adopt by rule training requirements for shellfish processors; conforming provisions to changes made by the act; amending s. 604.16, F.S.; exempting certain dealers in agricultural products from provisions relating to license and bond requirements, consignment limitations, examination of records, penalties, and administrative fines; amending ss. 253.74, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.091, 487.175, 493.6118, 496.420, 500.165, 500.70, 501.019, 501.612, 501.619, 501.922, 502.231, 507.09, 507.10, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 570.0741, 570.23, 570.242, 570.38, 570.42, 570.44, 570.45, 570.451, 570.50, 570.51, 570.543, 571.11, 571.28, 571.29, 576.061, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.22, 604.30, and 616.242, F.S.; conforming provisions to changes made by the act; amending ss. 193.461, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 509.032, 525.16, 570.07, 570.076, 570.902, 570.9135, 570.961, and 570.963, F.S.; conforming cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Regulatory Affairs Committee; and Energy & Utilities Subcommittee; Representative **J. Diaz**—

CS/HB 7147—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 377.6015, F.S.; removing a provision relating to the department's duty to represent the state in the Southern States Energy Compact; amending s. 377.703, F.S.; requiring the department's annual report to include recommendations for energy efficiency; revising provisions relating to the promotion of the development and use of renewable energy resources; directing the department to cooperate with the Florida Energy Systems Consortium in the development and use of

renewable energy resources; amending s. 377.712, F.S.; authorizing the Commissioner of Agriculture to serve on or appoint a representative to the Southern States Energy Board; redirecting authority to approve proposed activities relating to the Southern States Energy Compact from the Department of Health to the department; amending s. 377.801, F.S.; conforming a cross-reference; amending ss. 377.802 and 377.803, F.S.; conforming provisions to changes made by the act; creating s. 377.815, F.S.; authorizing the department to post on its website information relating to alternative fueling stations and electric vehicle charging stations; defining the term "alternative fuel"; authorizing the owner or operator of an alternative fueling station or an electric vehicle charging station to report certain information; amending s. 553.74, F.S.; providing for the appointment of a department representative to the Florida Building Commission; deleting obsolete provisions; repealing ss. 377.806 and 377.807, F.S., relating to the Solar Energy System Incentives Program and the energy-efficient appliance rebate program, respectively; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Reference

CS/CS/CS/HB 41—Referred to the Calendar of the House.

CS/HB 65—Referred to the Calendar of the House.

CS/HB 347—Referred to the Calendar of the House.

CS/CS/HB 673—Referred to the Calendar of the House.

CS/CS/CS/HB 675—Referred to the Calendar of the House.

CS/CS/HB 773—Referred to the Calendar of the House.

CS/CS/CS/HB 849—Referred to the Calendar of the House.

CS/CS/CS/HB 865—Referred to the Calendar of the House.

CS/CS/HB 879—Referred to the Calendar of the House.

CS/HB 1025—Referred to the Calendar of the House.

CS/CS/HB 1089—Referred to the Calendar of the House.

CS/CS/CS/HB 1105—Referred to the Calendar of the House.

CS/CS/HB 1109—Referred to the Calendar of the House.

CS/CS/HB 1113—Referred to the Calendar of the House.

CS/CS/HB 1179—Referred to the Calendar of the House.

CS/CS/CS/HB 1237—Referred to the Calendar of the House.

CS/CS/CS/HB 1267—Referred to the Calendar of the House.

CS/CS/CS/HB 1269—Referred to the Calendar of the House.

CS/CS/HB 1271—Referred to the Calendar of the House.

CS/CS/HB 1373—Referred to the Calendar of the House.

CS/HB 7065—Referred to the Calendar of the House.

CS/CS/HB 7107—Referred to the Calendar of the House.

CS/CS/HB 7141—Referred to the Calendar of the House.

CS/HB 7149—Referred to the Calendar of the House.

Cosponsors

CS/CS/HB 629—Artiles

CS/CS/HB 1191—Richardson

HM 1427—Fitzenhagen, Gibbons, Pafford, Pigman, Rader

Reports of Standing Committees and Subcommittees**Received April 15:**

The Judiciary Committee reported the following favorably:
CS/HB 561 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 561 was laid on the table.

The Regulatory Affairs Committee reported the following favorably:
CS/HB 743 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 743 was laid on the table.

The Regulatory Affairs Committee reported the following favorably:
CS/CS/HB 775 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/CS/HB 775 was laid on the table.

The Regulatory Affairs Committee reported the following favorably:
HB 7147 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 7147 was laid on the table.

Received April 16:

The Regulatory Affairs Committee reported the following favorably:
CS/HB 1235 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, CS/HB 1235 was laid on the table.

The State Affairs Committee reported the following favorably:
HB 7091 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.19(c). Under the rule, HB 7091 was laid on the table.

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